

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 28, 2004**

CRIM	THE PEOPLE	Not for publication
No.	v.	
G030864	JORGE JESUS GOMEZ	

Opinion filed. Judgment affirmed.

O’Leary, Acting P.J.

We concur: Aronson, J.
Ikola, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G031145	ANSELMO TORRES ROBLES	

Opinion filed. Judgment affirmed.

Moore, J.

We concur: Bedsworth, Acting P.J.
Ikola, J.

CIVIL	WARREN ROSENDALE	Certified for publication
No.	v.	
G031925	CAROL L. ROSENDALE	

Opinion filed. Judgment and orders affirmed in part, reversed in part, and remanded.

Moore, J.

We concur: Sills, P.J.
O’Leary, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G032125	MARIO ALEXANDER MATHUS	

Opinion filed. Judgment affirmed.

By the Court

Before Sills, P.J., Rylaarsdam, J., and Ikola, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 28, 2004 (Cont'd)**

CRIM No. G032223	THE PEOPLE v. NALIN RAWAL	Not for publication
	Opinion filed. Judgment affirmed.	
	Before Sills, P.J., Rylaarsdam, J., and Fybel, J.	By the Court
CIVIL No. G032507	AMS STAFF LEASING NA, INC., et al. v. THE SUPERIOR COURT OF ORANGE COUNTY; CHECKMATE STAFFING, INC., et al.	Not for publication
	Opinion filed. Petition granted.	
	We concur: Rylaarsdam, Acting P.J. O'Leary, J.	Fybel, J.
CIVIL No. G032525 G032924	CHECKMATE STAFFING, INC., et al. v. AMS STAFF LEASING NA, INC., et al.	Not for publication
	Opinion filed. Appeals dismissed as moot.	
	We concur: Rylaarsdam, Acting P.J. O'Leary, J.	Fybel, J.
CIVIL No. G032751	STEVEN C. LOEHR v. COUNTY OF ORANGE	Not for publication
	Opinion filed. Order affirmed.	
	We concur: Moore, J. Ikola, J.	Bedsworth, Acting P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 28, 2004 (Cont'd)**

CIVIL No. G032910	ORANGE COUNTY SOCIAL SERVICES AGENCY v. FERNANDA G.	Not for publication
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Opinion filed. Judgment affirmed.

Fybel, J.

We concur: O'Leary, Acting P.J.
Aronson, J.

CIVIL No. G033240	ORANGE COUNTY SOCIAL SERVICES AGENCY v. LISA F.	Not for publication
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Opinion filed. Judgment affirmed.

Bedsworth, J.

We concur: Sills, P.J.
Aronson, J.

CRIM No. G033384	THE PEOPLE v. GEORGE MACEDO GONZALEZ	Not for publication
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Opinion filed. Judgment affirmed.

Aronson, J.

We concur: Bedsworth, Acting P.J.
Fybel, J.

CRIM No. G033575	THE PEOPLE v. JEROME BROWN	Not for publication
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Opinion filed. Judgment affirmed.

Bedsworth, J.

We concur: Sills, P.J.
O'Leary, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 29, 2004**

CRIM No. G032903	THE PEOPLE v. DESTINNI ANN MARDESICH	Not for publication
	Opinion filed. Judgment modified and affirmed.	
	We concur: Rylaarsdam, J. Ikola, J.	Sills, P.J.
CIVIL No. G030802	CARLOS MAGGI, Individually and as Trustee, etc., et al. v. THE SUPERIOR COURT OF ORANGE COUNTY; DAVID ALKOSSER et al.	Certified for publication
	Opinion filed. Petition granted.	
	We concur: Sills, P.J. Rylaarsdam, J.	Moore, J.
CIVIL No. G030808	FRIEDMAN PROFESSIONAL MANAGEMENT CO., INC. v. NORCAL MUTUAL INSURANCE COMPANY	Certified for publication
	Opinion filed. Judgment reversed with directions.	
	We concur: Moore, J. Aronson, J.	Sills, P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 29, 2004 (Cont'd)**

CIVIL No. G031756	DENA CALISE v. ETHICON, INC. et al.	Not for publication
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Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Rylaarsdam, J.
O'Leary, J.

CRIM No. G031882	THE PEOPLE v. STEPHEN TERRELL PEOPLES, SR.	Not for publication
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Opinion filed. Judgment affirmed.

Aronson, J.

We concur: Bedsworth, Acting P.J.
Ikola, J.

CIVIL No. G031960	JOHN GROOM v. JOHN FRITCH et al.	Not for publication
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Opinion filed. Orders affirmed in part and reversed in part.

Rylaarsdam, Acting P.J.

We concur: Aronson, J.
Ikola, J.

CIVIL No. G031993	MARY A. CLASS v. DENIS K. CLASS	Not for publication
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Opinion filed. Judgment affirmed in part, reversed in part, and remanded.

Ikola, J.

We concur: Sills, P.J.
Aronson, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 29, 2004 (Cont'd)**

CIVIL No. G032062	DEFEND THE BAY etc. v. CITY OF IRVINE et al.; THE IRVINE COMPANY	Certified for publication
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Opinion filed. Judgment affirmed.

Bedsworth, J.

We concur: Sills, P.J.
Rylaarsdam, J.

CRIM No. G032124	THE PEOPLE v. CARLOS ARMANDO CORTEZ	Not for publication
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Opinion filed. Judgment reversed.

Bedsworth, Acting P.J.

We concur: Aronson, J.
Fybel, J.

CRIM No. G032153	THE PEOPLE v. MARK TRACHMAN
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Order filed. Pursuant to rule 23(e)(1), California Rules of Court, submission of the above matter is hereby vacated and the cause resubmitted as of this date for the period allowed by law. The reason submission is vacated is to allow additional time for the preparation of the court's opinion.

Sills, P.J.

We concur: Rylaarsdam, J.
O'Leary, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 29, 2004 (Cont'd)**

CIVIL No. G032177	DANA GORDON et al. v. PACIFIC COMPONENT XCHANGE et al.	Not for publication
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Opinion filed. Judgment and order affirmed in part and reversed in part, and remanded.

Moore, Acting P.J.

We concur: Fybel, J.
 Ikola, J.

CRIM No. G032256	THE PEOPLE v. SCOTT ALDEN WHITSON	Not for publication
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Opinion filed. Postjudgment order affirmed.

Rylaarsdam, J.

We concur: Sills, P.J.
 Ikola, J.

CRIM No. G032390	THE PEOPLE v. PETER WILLIAM KRAMER	Not for publication
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Opinion filed. Judgment affirmed and remanded for determination of presentence custody credits.

Rylaarsdam, J.

We concur: Sills, P.J.
 Ikola, J.

CRIM No. G032442	THE PEOPLE v. ARNULFO PEREZ RIOS	Not for publication
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Opinion filed. Judgment affirmed.

Rylaarsdam, Acting P.J.

We concur: O'Leary, J.
 Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 29, 2004 (Cont'd)**

CRIM No. G032757	THE PEOPLE v. WILLIAM ELMO DUPLESSIS	Not for publication
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Opinion filed. Judgment affirmed.

O'Leary, J.

We concur: Sills, P.J.
Bedsworth, J.

CRIM No. G032865	THE PEOPLE v. FRANCISCO JAVIER LUNA OLIVAS	Not for publication
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Opinion filed. Judgment affirmed as modified.

Rylaarsdam, Acting P.J.

We concur: O'Leary, J.
Aronson, J.

CRIM No. G032947	THE PEOPLE v. TIMOTHY MICHAEL KENNAN	Not for publication
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Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Rylaarsdam, J.
O'Leary, J.

CIVIL No. G033160	ORANGE COUNTY SOCIAL SERVICES AGENCY v. FAITHE F.	Not for publication
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Opinion filed. Order affirmed; judgment affirmed.

Sills, P.J.

We concur: Rylaarsdam, J.
Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 29, 2004 (Cont'd)**

CIVIL No. G033485	ORANGE COUNTY SOCIAL SERVICES AGENCY v. IMELDA M.	Not for publication
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Opinion filed. Order affirmed; judgment affirmed.

Sills, P.J.

We concur: O'Leary, J.
Moore, J.

CIVIL No. G033840	NASEEN H. v. THE SUPERIOR COURT OF ORANGE COUNTY; ORANGE COUNTY SOCIAL SERVICES AGENCY	Not for publication
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Opinion filed. Petition denied.

Sills, P.J.

We concur: Rylaarsdam, J.
Moore, J.

CIVIL No. G033862	KELLY C. v. THE SUPERIOR COURT OF ORANGE COUNTY; ORANGE COUNTY SOCIAL SERVICES AGENCY	Not for publication
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Opinion filed. Petition denied.

Aronson, J.

We concur: Bedsworth, Acting P.J.
Ikola, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 29, 2004 (Cont'd)**

CRIM
No.
G034091

In re ALEXANDER MARK KAPUZKY
on
Habeas Corpus

Not for publication

Opinion filed. Petition granted.

Before Sills, P.J., O'Leary, J., and Moore, J.

By the Court

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 30, 2004**

CIVIL	JAMES BENSON	Certified for publication
No.	v.	
G030956	KWIKSET CORPORATION et al.	

Opinion filed. Judgment affirmed. Postjudgment order affirmed.
Rylaarsdam, J.

I concur: Bedsworth, J.
I dissent: Sills, P.J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G031102	JUAN ANTONIO SAGASTUME	

Opinion filed. Judgment affirmed.

We concur: Bedsworth, Acting P.J.
O’Leary, J.

Aronson, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G031287	JERRY OLIVARES	

Opinion filed. Judgment affirmed.

We concur: Rylaarsdam, Acting P.J.
Fybel, J.

Aronson, J.

CIVIL	COMMONWELATH ENERGY	Not for publication
No.	CORPORATION	
G031378	v.	
	CHRIS CHAPPELL	

Opinion filed. Order affirmed.

We concur: Sills, P.J.
Rylaarsdam, J.

Bedsworth, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 30, 2004 (Cont'd)**

CIVIL	WILLIAM G. SHAW	Not for publication
No.	v.	
G031505	GAR JACOBS et al.	

Opinion filed. Judgment affirmed as modified.

Bedsworth, J.

We concur: Rylaarsdam, Acting P.J.
O'Leary, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G031530	ARTURO ORTIZ	

Opinion filed. Judgment reversed.

Rylaarsdam, Acting P.J.

We concur: Bedsworth, J.
O'Leary, J.

CIVIL	BRANDON HUTTON	Not for publication
No.	v.	
G031647	MERCURY CASUALTY COMPANY	

Opinion filed. Judgment affirmed.

Ikola, J.

We concur: Bedsworth, Acting P.J.
Aronson, J.

CRIM	THE PEOPLE	Not for publication
No.	v.	
G031787	MICHAEL STIRES	

Opinion filed. Judgment affirmed.

Aronson, J.

We concur: O'Leary, Acting P.J.
Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 30, 2004 (Cont'd)**

CRIM No. G031809	THE PEOPLE v. MARCO ANDREW GUTIERREZ	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Bedsworth, J. O'Leary, J.	Sills, P.J.
CRIM No. G031824	THE PEOPLE v. ROBERT JOHN JOHNSON	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Sills, P.J. O'Leary, J.	Rylaarsdam, J.
CIVIL No. G031888	ALAN HASSO et al. v. MARC TOW et al.	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Rylaarsdam, Acting P.J. Moore, J.	Ikola, J.
CIVIL No. G031938	CATHERINE DONAHUE BURT v. COUNTY OF ORANGE et al.	Certified for publication
	Opinion filed. Judgment reversed.	
	We concur: Sills, P.J. Bedsworth, J.	Rylaarsdam, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 30, 2004 (Cont'd)**

CIVIL JOY STEPHENSON Not for publication
No. v.
G031997 REBECCA M. OPPEN, Individually and as
 Trustee, etc., et al.

Opinion filed. Judgment reversed and remanded.

Fybel, J.

We concur: Bedsworth, Acting P.J.
 Moore, J.

CRIM THE PEOPLE
No. v.
G032098 RAMIRO MELCHOR SERVIN

Order filed. Pursuant to rule 23(e)(1) of the California Rules of Court, submission of the above-entitled matter is vacated so as to permit the parties to submit supplemental briefing. On July 24, 2004, the matter shall be resubmitted for the period allowed by law.

O'Leary, Acting P.J.

I concur: Moore, J.

CIVIL RICHARD LERMA et al.
No. v.
G032120 COUNTY OF ORANGE et al.

Order filed. Pursuant to rule 23(e)(1) of the California Rules of Court, submission of the above-entitled matter is vacated and the cause resubmitted as of this date for the period permitted by law to allow additional time for the preparation of the court's opinion.

Bedsworth, Acting P.J.

We concur: Moore, J.
 Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 30, 2004 (Cont'd)**

CIVIL No. G032152	JUDY RAPHAEL v. KEVIN HILL et al.; KEVIN D. HILL & ASSOCIATES, INC.	Not for publication
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Opinion filed. Judgment affirmed.

Fybel, J.

We concur: O’Leary, Acting P.J.
Aronson, J.

CIVIL No. G032157	ADOPTION NETWORK LAW CENTER v. THE ADOPTION GUIDE, INC., et al.	Not for publication
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Opinion filed. Orders reversed and remanded.

Bedsworth, J.

We concur: Sills, P.J.
Aronson, J.

CRIM No. G032193	THE PEOPLE v. JORGE DELGADO, JR.	Not for publication
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Opinion filed. Judgment affirmed.

O’Leary, J.

We concur: Rylaarsdam, Acting P.J.
Moore, J.

CRIM No. G032224	THE PEOPLE v. STEVEN ANTHONY CASTRO	Not for publication
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Opinion filed. Judgment affirmed.

Sills, P.J.

We concur: Rylaarsdam, J.
Moore, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 30, 2004 (Cont'd)**

CRIM No. G032245	THE PEOPLE v. OSCAR ESQUIVEL MARTINEZ	Certified for publication
	Opinion filed. Judgment affirmed.	
	We concur: Bedsworth, J. Fybel, J.	Rylaarsdam, Acting P.J.
CRIM No. G032282	THE PEOPLE v. JOHNNY RAY ALVARADO	Not for publication
	Opinion filed. Judgment affirmed in part and reversed in part.	
	We concur: Aronson, J. Fybel, J.	Bedsworth, Acting P.J.
CRIM No. G032361	THE PEOPLE v. SHANNON MARIE McCAFFERTY	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: O'Leary, J. Moore, J.	Rylaarsdam, Acting P.J.
CRIM No. G032364	THE PEOPLE v. MIGUEL LEYVA	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Rylaarsdam, J. O'Leary, J.	Sills, P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 30, 2004 (Cont'd)**

CRIM No. G032392	THE PEOPLE v. TONI MARIE LIPARI	Not for publication
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Opinion filed. Judgment affirmed.

Aronson, J.

We concur: Bedsworth, Acting P.J.
Fybel, J.

CIVIL No. G032443	RICHARD COLEMAN v. ZENODATA CORPORATION
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Order filed. Pursuant to rule 23(e)(1), California Rules of Court, the previous order submitting the above matter is hereby vacated and the cause is resubmitted as of this date for the period allowed by law. The reason for vacating the original submission order is to allow additional time for the preparation of the court's opinion.

Sills, P.J.

We concur: Rylaarsdam, J.
O'Leary, J.

CIVIL No. G032619	ORANGE COUNTY EMPLOYEES ASSOCIATION, INC. v. THE SUPERIOR COURT OF ORANGE COUNTY et al.
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Certified for publication

Opinion filed. Petition dismissed.

Sills, P.J.

We concur: Rylaarsdam, J.
Moore, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 30, 2004 (Cont'd)**

CRIM No. G032663	THE PEOPLE v. RICARDO ARTEAGA	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Sills, P.J. O'Leary, J.	Rylaarsdam, J.
CRIM No. G032758	THE PEOPLE v. JERARDO HILARIO	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Sills, P.J. Moore, J.	Rylaarsdam, J.
CIVIL No. G032879	CALIFORNIA CAREER SCHOOLS v. DEPARTMENT OF MOTOR VEHICLES	Certified for publication
	Order filed. Respondent has requested that our opinion, filed on June 16, 2004, be certified for publication. It appears that our opinion meets the standards set forth in California Rules of Court, rule 976(b). The request is granted. The opinion is ordered published in the Official Reports.	
	We concur: Sills, P.J. Fybel, J.	Moore, J.
CRIM No. G032957	THE PEOPLE v. ANTONIS IOANNIS KONTOPEDES	Not for publication
	Opinion filed. Judgment affirmed.	
	We concur: Moore, J. Fybel, J.	O'Leary, Acting P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 30, 2004 (Cont'd)**

CRIM No. G033052	THE PEOPLE v. RUBEN LOSALLE RODRIGUEZ	Not for publication
Opinion filed. Judgment affirmed in part and reversed in part. Rylaarsdam, Acting P.J.		
We concur: Bedsworth, J. Moore, J.		
CIVIL No. G033198	NATIVE AMERICAN SACRED SITE AND ENVIRONMENTAL PROTECTION ASSOCIATION (NASSEPA) et al. v. CITY OF SAN JUAN CAPISTRANO et al.; PUEBLO SERRA, LLC	Not for publication
Opinion filed. Judgment affirmed.		
We concur: O’Leary, J. Fybel, J.		
CIVIL No. G033218	MICHAEL J. v. THE SUPERIOR COURT OF ORANGE COUNTY; LINDA ROGERS, as Conservator, etc.	Certified for publication
Opinion filed. Petition granted.		
We concur: Moore, J. Ikola, J.		

Rylaarsdam, Acting P.J.

Rylaarsdam, Acting P.J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
June 30, 2004 (Cont'd)**

CRIM No. G033270	THE PEOPLE v. KENNETH RAY LOMAX	Not for publication
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Opinion filed. Judgment affirmed.

Fybel, J.

We concur: O'Leary, Acting P.J.
Moore, J.

CIVIL No. G033288	ORANGE COUNTY SOCIAL SERVICES AGENCY v. MICHELLE S.	Not for publication
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Opinion filed. Judgment affirmed.

Aronson, J.

We concur: O'Leary, Acting P.J.
Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
July 1, 2004**

No minutes for this date.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
July 2, 2004**

No minutes for this date.